



LINDA S. ADAMS
SECRETARY FOR ENVIRONMENTAL
PROTECTION

CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD



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GOVERNOR

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January 26, 2007

Roberto Salazar
Public Works Supervisor
City of Hawaiian Gardens
21815 Pioneer Boulevard
Hawaiian Gardens, CA 90716

RE: City of Hawaiian Gardens' Biennial Review Status Update

Dear Mr. Salazar:

Thank you for meeting with Ed Reidhead and myself on December 21, 2006 and again on January 25, 2007 to discuss the City of Hawaiian Gardens' (City) 2003/2004 Biennial Review. At our meeting, we discussed the City's programs, a generation-based analysis of disposal and diversion data, and what additional efforts might be needed to improve the City's ability to achieve diversion requirements.

As we discussed at our meeting, the following issues or programs gaps may be impairing the City's ability to achieve diversion requirements:

- Residential diversion recovery rate;
- Participation in the City's Construction and Demolition (C&D) ordinance by both public and private sectors;
- Accuracy of the City's 1990 Base Year Study and 2004 estimated generation.

The City's 2004 preliminary diversion rate is 40 percent. The purpose of this letter is to formally notify the City that Board staff's review of the City's progress indicates the need for the Board to consider, at a public hearing, issuance of a Compliance Order since the implemented diversion programs are not providing sufficient reductions in disposal to enable the City to achieve the 50 percent diversion requirements of PRC Section 41780.



Please note that our meeting of December 21, 2007 included a verbal initiation of the 60-day conferring process for a Compliance Order. The conferring process is a statutorily required time period allowing the City to bring forward additional information that may not have been considered by Board staff in reviewing the City's achievement of diversion requirements.

Additional information that we have requested from the City, include:

1. Road-base or concrete reuse by City departments
2. Diversion information from largest City businesses
3. City park and school grasscycling acreage
4. Department of Conservation Recycling data
5. Diversion from City's monthly cleanup events
6. City yard waste collected

Please provide a response to any of these items that Board staff can consider in its review. If you have any questions about this letter or the compliance order process, please contact me at (562) 981-9095.

Respectfully,



Steve Uselton, Supervisor
Los Angeles Local Assistance Section



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June 1, 2007

The Honorable Mayor John Heckerman
Hawaiian Gardens City Hall
21815 Pioneer Boulevard
Hawaiian Gardens, CA 90716

**RE: 30-Day Notice of Intent to Issue the City of Hawaiian Gardens a
Compliance Order for Failure to Adequately Implement its Source
Reduction and Recycling Element and Meet the Fifty Percent Diversion
Requirement**

Dear Mayor Heckerman:

The purpose of this letter is to formally notify the City of Hawaiian Gardens (City) that Board staff's review of the City's progress in achieving State diversion requirements indicates the need for the Board to consider, at a public meeting, issuance of a Compliance Order. Failure to meet Compliance Order requirements may result in civil penalties of up to \$10,000.00 per day.

California Integrated Waste Management Board (Board) staff has conducted a 2003/2004 Biennial Review of the City's Source Reduction and Recycling Element (SRRE), program implementation to-date, and diversion rate achieved. Board staff is bringing forward its 2003/2004 Biennial Review findings that the City has failed to adequately implement its diversion programs. The City has implemented SRRE selected diversion programs but implemented programs are not providing sufficient reductions in disposal to enable the City to achieve the 50 percent diversion requirement of PRC Section 41780. The City's 2003 and 2004 diversion rates are 40 percent. Board staff will recommend that the Board issue a compliance order that will require the City to work directly with Board staff to develop a Local Assistance Plan (LAP) with strategies for program enhancements that will enable the City to achieve diversion requirements.

In recent months, Board staff met with City representatives to discuss the City's 2003/2004 Biennial Review. Items that are being discussed include existing City diversion programs, a generation based analysis of disposal and diversion data



and what additional efforts might be needed to improve the City's ability to achieve diversion requirements.

It has been determined that the following program gaps may be impairing the City's ability to achieve diversion requirements:

- Residential diversion recovery rate;
- Project participation, monitoring and enforcement associated with the City's Construction and Demolition (C&D) ordinance.

It is strongly recommended that you or your City's representative attend the Board's Permitting and Compliance Committee Meeting to present your jurisdiction's program implementation efforts, diversion rate achievement and any special circumstances you would like the Board to consider and to answer any questions from the Board.

CIWMB Permitting and Compliance Committee Meeting

Date: July 9, 2007
Time: 1:30 P.M.
Location: Joe Serna Jr., CalEPA Building
Coastal Hearing Room
1001 I Street, 2nd Floor
Sacramento, CA 95814

Should you have any questions about this letter, or the upcoming committee meeting, please contact Steve Uselton at the Board's Office of Local Assistance at (562) 981-9095.

Respectfully,



Steve Uselton, Supervisor
Local Assistance – Los Angeles Section

cc: Robert Salazar